

March 15, 1983

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that you have to get this input with regard to plea bargaining. So what the committee amendments are trying to do are to limit the concept to see if it works. We are putting a new concept in place. Let's see if it works. If it does work, maybe we will broaden it. If it doesn't work, then maybe we will cut back on it. But again, the committee amendments have the effect of limiting the applicability of the bill to certain types of major felonies. Thank you.

SPEAKER NICHOL: The question is the adoption of the committee amendments. All those in favor signify by voting aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Mr. President.

SPEAKER NICHOL: The committee amendments are adopted.

CLERK: Mr. President, Senator Pirsch now has amendments to the bill, and the first amendment is on page 650, Mr. President, of the Legislative Journal.

SPEAKER NICHOL: Senator Pirsch, but before you begin, may I introduce 17 members of the Nebraska Medical Association Auxiliary in the north balcony, guests of Senator Haberman, and Mrs. Wanda Shopp is the President and she is from Imperial, Nebraska. Would you please stand and be recognized? Thank you for attending the Legislature. Senator Pirsch.

SENATOR PIRSCH: Thank you, Mr. Speaker, and members of the Legislature, I bring these amendments, the first amendment from the Mothers Against Drunk Driving. They did attend the hearing and they did appear before the committee, and I told them that I would give this body the opportunity to include those who suffer serious bodily injury as defined in Section 28-109, as a result of motor vehicle accidents when a driver has been charged with drunk driving. As you know, we have changed our drunk driving to misdemeanor Class W, and because of this they would not be included in the felony and they would also because they are a misdemeanor, not be included in the presentence victim impact statement. They did not ask to be included in the second portion of this bill, but they did ask that they be included in the first. This amendment would require prosecuting attorneys to consult with the certain victims of accidents when the driver was charged with drunk driving concerning any plea agreement. The people from MADD felt that they should be included in any reduction or dismissal of a plea as we have included the